

**Disclaimer:**

The following highlights certain recent amendments to the Code of Virginia. Except as provided below, the following legislation becomes effective on July 1, 2006. Please note that this material is being provided to you for informational purposes only. It is not intended to be an exclusive itemization of every amendment that may affect your business and should not be relied upon as such. The State Corporation Commission makes no warranty, express or implied, nor assumes any legal liability or responsibility for the accuracy or completeness of this information. Nothing contained herein should be used as a substitute for the advice of competent counsel.

**To view the text of a bill or statute, click on the applicable link. (Ctrl + click)**

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Bill Number & Link	Section(s) Affected	Bill Summary
<b>HB 195</b>  <a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0815">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0815</a>	An Act to amend the Code of Virginia by adding sections numbered <a href="#">6.1-232.2</a> and <a href="#">6.1-232.3</a> , relating to industrial loan associations and companies.	<b>Industrial loan companies.</b> Prohibits a foreign industrial loan company from establishing or maintaining an office in Virginia on the premises or property of the company's affiliate if the affiliate engages in retail commercial activities. The measure also prohibits a Virginia-chartered industrial loan association from having an affiliate that engages in retail commercial activities; however, the prohibition does not apply to an industrial loan association with an affiliate engaged in commercial activities as of January 1, 2006.
<b>HB 324</b>  <a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0399">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0399</a>  [EFFECTIVE JANUARY 1, 2007]	An Act to amend and reenact § <a href="#">59.1-200</a> of the Code of Virginia and to amend the Code of Virginia by adding in Title 6.1 a chapter numbered 20, consisting of sections numbered <a href="#">6.1-474</a> through <a href="#">6.1-479</a> , relating to tax refund anticipation loans; civil penalties.	<b>Tax refund anticipation loans.</b> Requires persons who facilitate tax refund anticipation loans to post their fees and related information and to provide a disclosure form. Borrowers are allowed to rescind such loans before the close of the next day of business following the date of the loan. Facilitators are prohibited from requiring customers to enter into a loan arrangement. Violations are prohibited practices under the Virginia Consumer Protection Act.
<b>HB 360</b>  <a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0633">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0633</a>	An Act to amend and reenact § <a href="#">6.1-6.1</a> of the Code of Virginia, relating to bankers' banks.	<b>Bankers' banks.</b> Authorizes bankers' banks to accept deposits from and make loans to (i) a bank in organization that has applied for insurance of deposits by a federal agency, (ii) officers, directors, and employees of such a bank in organization, (iii) persons referred to a bankers' bank by a financial institution or by a bank in organization that has

		applied for insurance of deposits by a federal agency, and (iv) other persons with the prior approval of the Commissioner of Financial Institutions and subject to such conditions as the Commissioner may impose.
<b>HB 698</b>  <a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0422">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0422</a>  <b>[EFFECTIVE MARCH 31, 2006]</b>	An Act to amend and reenact §§ <a href="#">6.1-58.3</a> and <a href="#">6.1-409</a> of the Code of Virginia, relating to dual compensation and prohibited practices by mortgage lenders and brokers; penalties.	<b>Mortgage brokers; dual compensation; penalties.</b> Provides that a state bank or mortgage lender that, pursuant to an executed originating agreement with the Virginia Housing Development Authority (VHDA), acts as an originating agent of the VHDA in connection with a mortgage loan shall not be deemed to be acting as a mortgage broker with respect to such mortgage loan.
<b>SB 255</b>  <a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0312">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0312</a>	An Act to amend the Code of Virginia by adding a section numbered <a href="#">6.1-2.27:1</a> , relating to the Consumer Real Estate Settlement Protection Act; confidentiality of documents.	<b>CRESPA; confidentiality of documents.</b> Establishes protections for the confidentiality of documents and other materials obtained by the State Corporation Commission pursuant to an investigation of a title insurance company or agent in the course of an investigation under the Consumer Real Estate Settlement Protection Act.
<b>SB 433</b>  <a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0907">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0907</a>	An Act to amend and reenact §§ <a href="#">55-66.3</a> and <a href="#">55-66.5</a> of the Code of Virginia and to amend the Code of Virginia by adding in Article 2.1 of Chapter 4 of Title 55 sections numbered <a href="#">55-66.8</a> through <a href="#">55-66.13</a> , relating to mortgage satisfaction	<b>Mortgage satisfaction.</b> Imports into the Virginia Code provisions of the Uniform Residential Mortgage Satisfaction Act relating to definitions, notifications, rescinding erroneously recorded certificates of satisfaction, requirements on secured creditors, and the form and effect of satisfaction. Current Code provisions relating to payoff statements, mortgage satisfaction via settlement agents and court proceedings, and penalties for errors or omissions in satisfaction procedures are retained. The Virginia Information Technologies Agency ("VITA") is required to submit a project budget to the Compensation Board and the Compensation Board is authorized to pay VITA for services provided. The bill was passed by the 2005 Session, but was required to be reenacted.
<b>SB 529</b>  <a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0753">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0753</a>	A BILL to amend and reenact § <a href="#">6.1-330.64</a> of the Code of Virginia, relating to credit union loans.	<b>Credit unions; charges on loans.</b> Authorizes credit unions to impose finance charges and other charges and fees on open-end credit plans at such rates and in such amounts and manner as the credit union and the borrower may agree when payment is not timely received.

<p><b>SB 530</b></p> <p><a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0754">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0754</a></p>	<p>An Act to amend and reenact § <a href="#">6.1-225.20</a> of the Code of Virginia, relating to credit union offices.</p>	<p><b>Credit union offices.</b> Provides that a credit union's notice to the Commissioner of Financial Institutions of its participation in a credit union service organization (CUSO) satisfies the requirement that notice be given of the establishment of an office at a shared service facility, if the CUSO has notified the Commissioner of the establishment of the shared service facility.</p>
<p><b>SB 531</b></p> <p><a href="http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0755">http://leg1.state.va.us/cgi-bin/legp504.exe?061+ful+CHAP0755</a></p>	<p>An Act to amend and reenact § <a href="#">6.1-225.45</a> of the Code of Virginia, relating to minors' credit union accounts.</p>	<p><b>Credit unions; minors' accounts.</b> Authorizes credit unions to take actions with respect to share accounts of a minor on the order of the minor. The minor's parent or guardian will not have the power to withdraw or transfer shares in such an account unless the minor has notified the credit union to accept the signature of the parent or guardian.</p>